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MEMBER-SECRETARY
NATIONAL COMMISSION
FOR BACKWARD CLASSES
GOVERNMENT OF INDIA
NEW DELHI - 110 066

DO NCBC Advice No. 24

Rajasthan/98

14. 08. 1998

Dear Shri Manavalan,

I am sending herewith the Advice of the National Commission for Backward Classes under Section 9(1) of the NCBC Act, 1993 for Inclusion of "Bhavsar" as a synonym of "Chhipa(Chhipi), Nama" in the Central List of Backward Classes for Rajasthan, for necessary action by the Central Government under Section 9(2) of the Act.

Kind regards,

Yours sincerely

(P.S. KRISHNAN)

Shri D.K. Manavalan,
Secretary
Ministry of Social Justice & Empowerment
Shastri Bhavan
NEW DELHI

National Commission for Backward Classes

Rajasthan Bench

Findings

Case: Request for inclusion of Bhavsar as a synonym of Chhippa(Chhipi), Nama, Castes/communities in the existing Central list of Backward Classes for Rajasthan.

Per Shri P.S. Krishnan, Member-Secretary.

I Requests

This case arise from the Requests received in this Commission from the Rajasthan State Backward Classes Commission vide their letter No. F 1 ()/RSBCC/ 95/8942 dated 28.4.95 and Shri Lakshami Kant Bhavsar, Anay Pichara Varg Yuva Morcha, Distt. Banswara for inclusion of Bhavsar as a synonym of "Chhippa (Chhipi) Nama" in the Central list of Backward Classes for Rajasthan.

II Public Hearing

2. The two-Member Rajasthan Bench of the Commission, consisting of Shri P. S. Krishnan, Hon'ble Member-Secretary, NCBC and Shri Navtej Paudhi, Hon'ble Member, NCBC held public Hearing at Jaipur on 9.6.1998 inter alia to examine this Request. At the Public Hearing the State Government was represented by Shri S.K. Dalel, Joint Director and Shri Ramesh Chandra Sharma, Deputy Director in the Directorate of Social Welfare. Shri G.D. Garg, Joint-Director represented the Rajasthan State Backward Classes Commission. Shri Laxmi Kant Bhavsar, Shri Dana Ram Chhippa, Shri Manoj Kumar Bhavsar, and Shri Gulab Chand Verma represented the caste/community.

III. Facts

3. At the time when the Expert Committee on Backward Classes prepared the first-phase Central List of Backward Classes on the basis of the principle of commonality, i.e., by listing castes common to both the Mandal List for each State and the respective State Lists and when, on the basis of the Expert Committee's Report, the Government of India notified the first-phase Central List in 1993, Rajasthan was one of the States which did not have a state List of its own. Therefore no Central List of Backward Classes for Rajasthan was prepared at that stage. It was only after the Supreme Court's Judgement in the Mandal case that the State Government of Rajasthan undertook the preparation of State List of Backward Classes which was notified by the State Government on 6.8.1994. This State list included this synonym but it was not included in the Mandal List and for this reason it was also not included in the Central List of Backward Classes for Rajasthan prepared on the basis of the "Principle of commonality" by the Government of India and notified by it on the 19th October, 1994.

4. The relevant entries in respect of the Bhavsar as a synonym of Chhipa caste/community in the different lists of backward classes are as follows:-

(1) State List

"8 Chhippa (Chhippi), Bhavsar, Nama."

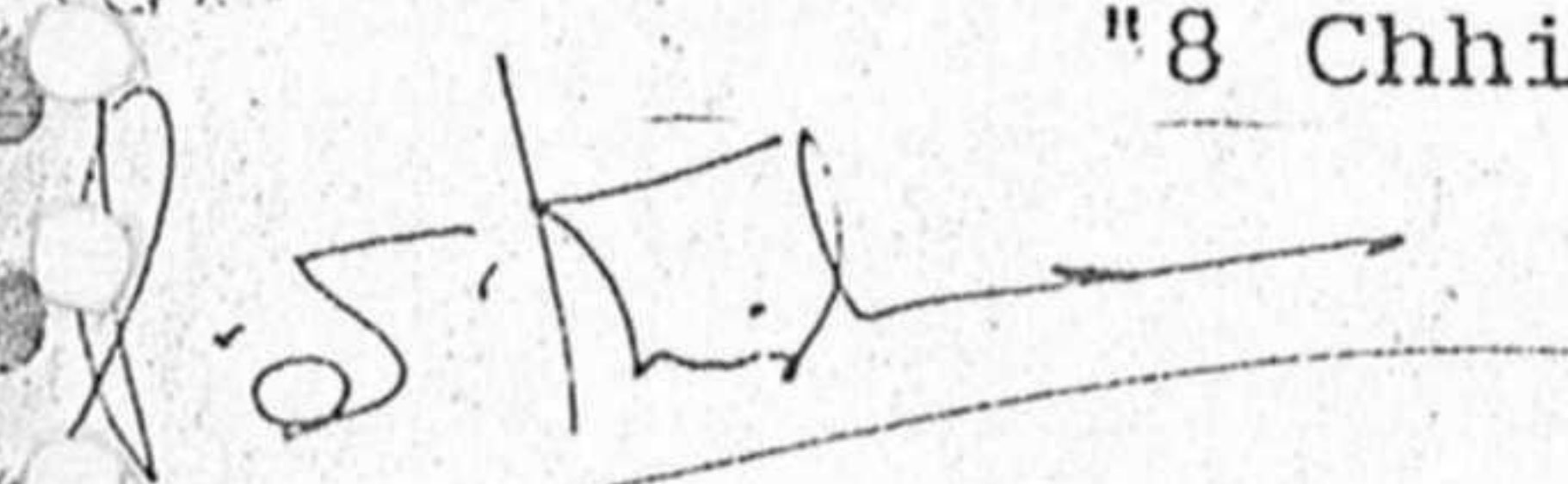
(2) Mandal List

"31 Chippa, Apurba, Bhati, Bhagarwal, Chauhan, Chippa, Dayer, Jasod, Nama, Namdeo, Padihar, Pamsar, Solanki."

(3) Central List

"8 Chhippa (Chhipi), Nama."

AUTHENTICATED



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Department of Education
Government of India
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5. Munshi Hardy Singh in his book "The Castes of Marwar---being Report of 1891)" (Book Treasure, Jodhpur, second edition. 1990, First Edition, 1894, P.170) attests to the existence of "Chhipa" caste/community in the Marwar state.

6. Bhavsar Kshatriya is included at entry no. 86 as "Rangarez or Bhavsar Kshatriya" in the Central list of Backward Classes for Andhra Pradesh. Bhavsar is also included in the Central list of Backward Classes for Madhya Pradesh at entry no. 10 as follows:-

"10 Chippa, Chhipa

Bhavsar

Nilgar

Jingar

Nirali

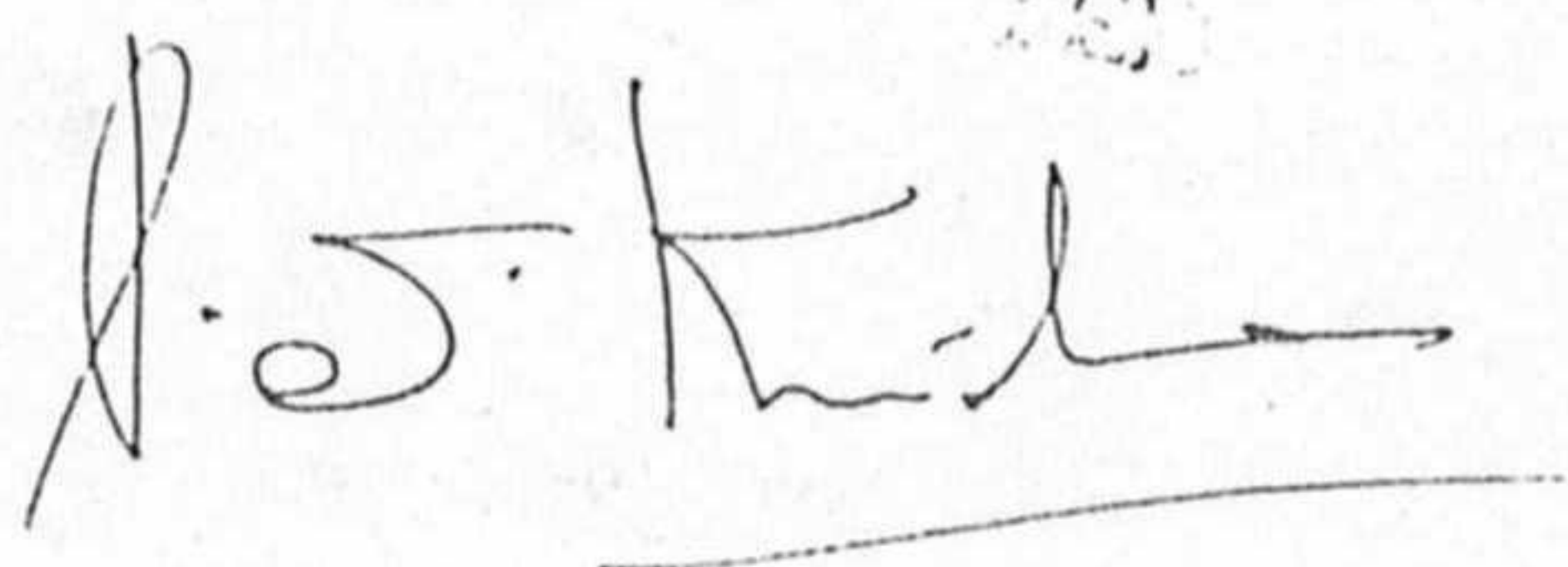
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7. During the Public Hearing those present who were from different sections of the society not only did not object for inclusion of the Bhavsar caste in the Central list of Backward Classes for Rajasthan but also supported, it.



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IV Findings

8. From the above evidence, it is the Finding of the Bench that Bhavsar is a synonym of Chhippa, (Chhipi) which is included in the Central List of Backward Classes for Rajasthan and belongs to the occupational group of "Dyers". Synonyms of an existing entry in the Central List are covered by para 9 of the Procedural Clarification on the NCBC's "Guidelines for Consideration of Requests for Inclusion and Complaints of Under-Inclusion in the Central List of Backward Classes". Therefore, this synonym should be included at entry No. 8 as indicated below in the Central List of Backward Classes for Rajasthan, so that the amended entry after the inclusion of this synonym reads as follows:-

"8 Chhippa (Chhipi), Nama, Bhavsar".

12.8.98

11.8.98

V Advice of the Commission

9. The Commission considered and agreed in full with the above Findings of the Rajasthan Bench and decided to tender the following Advice to the Central Government in terms of Section 9(1) of the NCBC Act, 1993 for action under section 9(2) of the Act:-

Bhavsar be included as a synonym of Chhippa (Chhipi), Nama in the existing Central list of Backward Classes of Rajasthan at entry no.8 so that amended entry reads as follows:-

"8 Chhippa, (Chhipi), Nama, Bhavsar."

Bhavsar
13.08.98

Dr. Tejpal
12.8.98

J. S. Krishna
11.8.98

Dr. S. S. Singh
14.8.98

P. S. Singh
14.8.98

J. S. Krishna